

**UNITED STATES DISTRICT COURT
IN AND FOR THE
DISTRICT OF MASSACHUSETTS**

ROBERT WNUK,
Plaintiff

VS.

ARIENS COMPANY and CARLISLE TIRE
& WHEEL COMPANY,
Defendants

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CIVIL ACTION NO. 04-30082-KPN

**CERTIFICATION OF ARIENS COMPANY
PURSUANT TO LOCAL RULE 16.1(D)**

This will certify that counsel for the defendant, Ariens Company, has conferred with Gregg Curry, IV, authorized representative of Ariens Company: (a) with a view to establishing a budget for the cost of conducting the full course, and various alternative courses, of the litigation; and (b) to consider and to discuss the resolution of the litigation through the use of alternative dispute resolution programs, such as those outlined in Local Rule 16.4.

McCARTY, CURRY, WYDEVEN
PEETERS & HAAK

MARTIN, MAGNUSON, McCARTHY
& KENNEY

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CERTIFICATE OF SERVICE

I, Lynda Riesgo Jensen, counsel for defendant, Ariens Company, hereby certify that on the 20th day of July, 2004, a copy of the above document was delivered in hand to:

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